

JUL 27 2005

Attorney Docket No: 5485USA-C1

**COMBINED DECLARATION FOR PATENT APPLICATION
AND
POWER OF ATTORNEY**

As below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name. I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if a plurality of names is listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

CALCIUM FORTIFIED DAIRY PRODUCTS AND METHODS OF PREPARATION

The specification of which (check one):

☐ is attached hereto

☒ was filed on: February 9, 2004

As U.S. Application Serial No. 10/774,328 and (if applicable) was amended on:

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

<i>Provisional Application</i>	
<i>Number</i>	<i>Filing Date</i>

I hereby claim foreign priority benefits under 35 U.S.C. § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

<i>Prior Foreign Application</i>			<i>Priority Claimed</i>	
<i>Number</i>	<i>Country</i>	<i>Filing Date</i>	<i>Yes</i>	<i>No</i>
			<input type="checkbox"/>	<input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) or under 35 U.S.C. § 365(a) of any PCT international application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application:

U.S. or PCT International Application(s)		
Application Number	Filing Date	Status -- Patented, Pending or Abandoned
09/728,443	12/01/2000	Patented

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: I (We) hereby appoint as my (our) attorneys, with full powers of substitution and revocation, to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith:

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